UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF OHIO

JUDGMENT IN A CIVIL CASE

Danny E. Hooks

Case No. 1:00cv54 VS.

Betty Mitchell, Warden Judge Watson

Magistrate Judge King

[] Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

[X] Decision by Court. This action was decided by the Court without a trial or hearing.

IT IS ORDERED AND ADJUDGED

that pursuant to order issued November 1, 2004. Petitioner's death renders this habeas corpus action moot. The Clerk is DIRECTED to enter final judgment dismissing this case.

Date: November 1, 2004 James Bonini